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RCE/1620

PTO/SB/30 (09-03)

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**REMEMBER**  
Request  
for  
Continued Examination (RCE)  
Transmittal

Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

<i>Application Number</i>	09/491,500
<i>Filing Date</i>	January 26, 2000
<i>First Named Inventor</i>	Keith Black
<i>Art Unit</i>	1632
<i>Examiner Name</i>	Anne Marie Faulk
<i>Attorney Docket Number</i>	BBB.BBBB1

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**  
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a.  Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i.  Consider the arguments in the Appeal Brief or Rely Brief previously filed on \_\_\_\_\_

ii.  Other

b  Enclosed

i.  Amendment/Reply      iii.  Information Disclosure Statement (IDS)  
ii.  Affidavit(s)/ Declaration(s)      iv.  Other

## 2. **Miscellaneous**

a.  Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)  
 Other \_\_\_\_\_

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The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

The Director is hereby authorized to charge the following fees, or credit any overpayments, to  
a.  Deposit Account No. 11-0980

i.  RCE fee required under 37 CFR 1.17(e) 11/04/2003 RHARIS1 00000056 110980 09491500  
ii.  Extension of time fee (37 CFR 1.136 and 1.17) 01 FC:2801 385.00 0P  
iii.  Other over or underpayments

b.  Check in the amount of \$ 592.00 enclosed

c.  Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

<b>SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED</b>			
Name (Print/Type)	Sherry M. Knowles	Registration No. (Attorney/Agent)	33,052
Signature			
	Date	10/29/03	

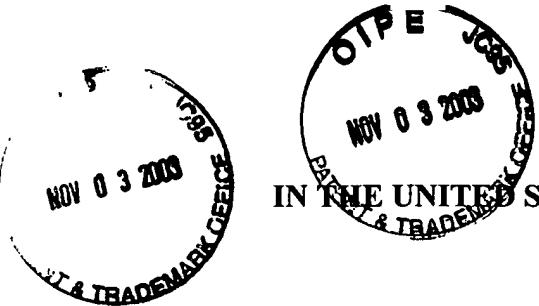
**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	Becky Kaufman
Signature	
	Date 10/29/03

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Keith L. Black and Nagendra S. Ningaraj  
Appln. No. : 09/491,500  
Filed : January 26, 2000  
T.C/A.U. : 1632  
Examiner : Anne Marie Faulk  
Customer No. : 20786

Commissioner for Patents  
Mail Stop RCE  
P.O. Box 1450  
Alexandria, VA 22313-1450

October 29, 2003

**REQUEST FOR CONTINUED EXAMINATION,  
SUBMISSION OF INFORMATION DISCLOSURE STATEMENT AND  
AMENDMENT UNDER 37 C.F.R. § 1.114**

Sir:

The present application was allowed on July 29, 2003. The nonextendible deadline to pay the issue fee is October 29, 2003. Prior to and in lieu of payment of the issue fee, Applicants hereby request continued examination of this application as amended herein under 37 C.F.R. § 1.114 (a)(1). Applicants enclose the fee required under 37 C.F.R. § 1.17 (e) for this request, as well as fees for the submission of a Supplemental Information Disclosure Statement and for presentation of additional claims. Although no additional fees are believed to be due, the Commissioner is hereby authorized to charge any requisite fees or credit any overpayment to Deposit Account No. 11-0980.

**CERTIFICATE OF MAILING (37 CFR 1.8a)**

I hereby certify that this Request for Continued Examination, Amendment Under C.F.R. § 1.114, and Supplemental Information Disclosure Statement, along with any paper referred to as being attached or enclosed, is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

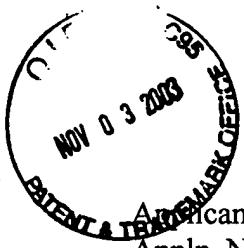
10/29/03

Date



Becky Kaufman

11/04/2003 RHARIS1 00000056 110980 09491500  
02 FC:1806 180.00 0P  
03 FC:2202 36.00 DA 27.00 0P



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October 29, 2003

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**AMENDMENT UNDER 37 C.F.R. § 1.114**

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Sir:

In connection with a Request for Continued Examination (RCE) filed herewith, please enter the following amendments. Please also re-examine and reconsider the application in view of these amendments and appended remarks.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks** begin on page 13 of this paper.

Applicants also enclose a Revocation of Power of Attorney and Appointment of New Counsel executed by the assignee of the entire interest, Cedars Sinai Medical Center.

Respectfully submitted,



Sherry M. Knowles, Esq.  
Reg. No. 33,052

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